

THOITS LAW
A PROFESSIONAL CORPORATION
400 Main Street, Suite 250
Los Altos, California 94022
(650) 327-4200

Andrew P. Holland/Bar No. 224737
THOITS LAW

A Professional Corporation
400 Main Street, Suite 250
Los Altos, California 94022
Telephone: (650) 327-4200
Facsimile: (650) 325-5572

Attorneys for Defendant
Fresh Healthy Media, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

DUFFY ARCHIVE LIMITED,

Plaintiff,

v.

FRESH HEALTHY MEDIA, LLC dba
VEGNEWS MAGAZINE,

Defendant.

No. **4:21-cv-08101-HSG**

STIPULATION AND ORDER TO
ENLARGE TIME TO FILE
RESPONSIVE PLEADING

Plaintiff Duffy Archive Limited (“Plaintiff”) and Defendant Fresh Healthy Media, LLC dba VegNews Magazine (“Defendant”) respectfully submit the following stipulation to enlarge time to respond to the complaint pursuant to Federal Rule of Civil Procedure 6(b).

WHEREAS the complaint was filed on October 17, 2021;

WHEREAS the parties previously agreed to extend the time by which a responsive pleading must be filed to December 31, 2021, January 10, 2022, January 24, 2022 and February 7, 2022, and the Court entered Orders to that effect;

WHEREAS Defendant served Plaintiff with an Offer of Judgment pursuant to Federal Rule of Civil Procedure 68 on February 3, 2022 and Plaintiff needs additional time to review and consider the offer;

WHEREAS the parties have made significant progress in their settlement discussions

1 which are ongoing and believe it is in both parties' interest to try to reach an early resolution
2 through these discussions rather than spending resources litigating the matter;

3 WHEREAS the parties believe that Defendant having a further extension of time to
4 respond to the complaint would potentially save judicial resources and allow the parties to focus
5 their resources on trying to reach an informal resolution.

6 THEREFORE, THE PARTIES HEREBY STIPULATE THAT:

7 Defendant shall have until February 22, 2022 to file a responsive pleading to the complaint
8 and that by filing this stipulation, Defendant does not waive any right to challenge the complaint
9 on any grounds, including, but not limited to, lack of jurisdiction and improper venue.

10 IT IS SO STIPULATED.

11 Dated: February 4, 2022

SRIPLAW

13 By: /s/ Jonah. A Grossbardt
14 **Jonah A. Grossbardt**
15 **Attorneys for Plaintiff**
16 **Duffy Archive Limited**

17 Dated: February 4, 2022

THOITS LAW

18 By: /s/ Andrew P. Holland
19 **Andrew P. Holland**
20 **Attorneys for Defendant**
21 **Fresh Healthy Media, LLC**

22 ORDER

23 Pursuant to the parties' stipulation, IT IS SO ORDERED that Defendant shall have until
24 February 22, 2022 to answer or otherwise respond to Plaintiff's complaint without waiving any
25 right to challenge the complaint on any grounds, including, but not limited to, lack of jurisdiction
26 and improper venue.

27 Dated: 2/4/2022

28 
UNITED STATES DISTRICT COURT JUDGE